1900-021
Lee Co.

Chancery Causes: S. C. Hamilton vs. Admr. of Robert M. Seale &c

Millehan, Bales

CA-Debt
T-Property

-Deed

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee county, Virginia:

Humbly complaining, your orator, S.C.Hamilton, a citizen of said county, respectfully represents that on the 26th day of Augus 1895, John F.Bales and R.N.Seals executed to him their bond whereby they jointly and severally bound themselves, heirs &c., to pay, one day after the date thereof, to you orator the sum of ninety-six dollars and forty one cents ($96.41), for value received, waiving homestead, as will more fully appear from an inspection of said bond which is hereto attached as a part of this bill marked "Exhibit No.1".

Your orator further represents that the said John F.Bales is a non-resident of the sate of Virginia, and is wholly insolvent.

Your orator further represents that the said R.N.Seals, on or about the _____ day of _____ 189____, departed this life intestate, leaving a very small personal estate, and siezed and possessed of a small tract of land lying in said county of Lee, being the same which was conveyed to him by his father, the late Fielden Seals, by deed dated the 14th day of December, 1897, and recorded in Lee county court clerk's office in Deed Book No.35, page 133, as will more fully appear from an inspection of a copy thereof which is herewith filed as a part thereof, marked "Exhibit No.2"; and that the said R.N.Seale left surviving him his widow, Susan Seale, and the following children, his heirs at law, to whom the said estate descended, to wit: Rachel Bales, nee Seale, wife of the said John F.Bales, Fielding Seale, James L.Seale, Ed Seale, Dora Seale, Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale, and Ernest Seale, the five last named being infants under the age of twenty-one years.

Your orator further represents that the personal estate of

the said R.N.Seale has been committed to W.J.Mileham, Sheriff of said county, for administration.

Your orator further represents that the said Fielden Seale, Sr., father of the said R.N.Seale, deceased, died before the said R.N., intestate, and seized and possessed of a small tract of land situate, lying and being in said County of Lee, containing ____ acres, a one- _____ undivided interest in which descended to the said R.N.Seale, and the same, at the death of the said R.N., descended to the widow and heirs above named of the said R.N.

Your orator alleges that the said bond aforesaid is still wholly just due and owing to him, no part thereof having even been paid to him, either by the said John F.Bales or R.N.Seale, or by any other person.

Your orator has been informed and believes that the said R.N. Seale was indented, at the time of his death, to various other persons, but your orator is informed that the said James L.Seale, son of the said R.N., has paid off and taken assignment of all of said debts except that of your orator, so that your orator and the said James L.Seale are now the only creditors of the estate of the said R.N.Seale.

Your orator alleges that the sum of $____ has been paid to the said W.J.Mileham, administrator as aforesaid, by the administrator of the said Fielden Seale, deceased, as the distributive share of the said R.N.Seale in the personal estate of the said Fielden Seale, deceased; that no other sum will go into the hands of the said Mileham, or has so gone.

Now the object of this bill is to have the debts against the estate of the said R.N.Seale, deceased, ascertained, to settle the account of the said W.J.Mileham, administrator as aforesaid, and, to sell so much of the real estate above decsribed as may be nec-

essary to pay the debts against said estate left unpaid by the personalty.

To the end that this object may be attained, your orator prays that your Honor take cognizance of his cause and grant him the proper relief; he prays that W.J.Mileham, Sheriff of Lee County, and, as such, administrator of the estate of the said Robert N. Seale, deceased, Susan Seale, widow, and Rachel Bales, nee Seale, John F.Bales, Fielding Seale, James L.Seale, Ed Seale,Dora Seale, Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale, and Ernest Seale be made parties defendant to this bill, and be required to answer its several allegation on oath; that subpoena in chancery issue against the adult home defendants; that order of publication be made, posted and published against Fielding Seale and John F. & Rachel Bales, who are non-residents; that a guardian ad litem be appointed to answer for and defend the rights and interests of the infant defendants in this cause; that the debts against the estate of the said R.N.Seale be ascertained; that the account of the said W.J.Mileham, administrator as aforesaid, be settled; that if the personal estate should prove insufficient to pay the said debts, so much of the real estate aforesaid as will be necessary to fully satisfy the same, be sold subject to widow's dower; and that full general relief be granted.

L.T.Lycett, p.q.

$96141

One day after date
we or either of us
bind ourselves Heirs &c
to pay L. C. Hamilton
Ninety Six Dollars & Forty
one cents for value
Received & him waiving
the Homestead law as
to this debt Witness our
hands & seals this day 26th
1896

John Y Bates
R. N. X Hi Seals
mark

Seal
Seal

"Exhibit No. 1."

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 300

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND YOU, that you summon W. J. Millsaim, Sheriff of Lee County and such Administrator of the Estate of Robt. N. Seale, decd, Susan Seale, widow, and Rachel Bales, nee Seale, John F. Bales, Fielding Seale, James L. Seale, Ed Seale, Dora Seale, Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale and Earnest Seale, the five last named be-ing infants under 21 years of age

to appear at the Clerk's office of the Circuit Court of the County of Lee at the rules to be held for the said Court, on the First Monday in May 1900 ~~189~~, to answer a bill in chancery, exhibited against them in our said Court ~~for~~ by S. C. Hamilton

And have then there this writ. Witness, A. B. Munsey, Clerk of our said Court, at the court-house, the 7th day of April, 1900 ~~189~~, and in the 124th year of the Commonwealth.

A. B. Munsey Clerk

Form No. 300.

S. C. Hamilton

vs. { SUBPOENA IN CHANCERY.

W. J. Mileham, Admr
et als.

L. T. Hyatt p. q.

To First May Rules,
Lee Circuit Court.
1900

We each accept service of the within
Summons. This 1st day of April 1900.
(Susan S.) Susan Dealey
(U.S.S.) James L. Peak
(Est.) Ex. Est.
(Mary) Mary Lora
Dealey Dealey.
Atty. Mileham.

Pleffs Costs
Clerk 3.90
atty 15.00
Printer 5.00
G A C 5.00
$30.90

S. C. Hamilton
vs. In Chancery
W. J. Milehan, Sheriff &c
Adair &c et al.

1900 1st May Rules Bill filed
Spa & ecuted on home defts
& Order Publication as to
non residents & D. N.
" 2nd May Rules D. N.
Confd and Cause set
for hearing

debts 272.22
28

November Term 1900
Decree final O. B,
No 6 Page 455.

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

The joint and separate answer of Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale and Earnest Seale, infants under the age of twenty-one years, by J.O.Woodward, their guardian ad liten, assigned to defend them in this suit, to a bill of complaint exhibited against them in said court by S.C.Hamilton:

Respondents, reserving to themselves the benefit of all just exceptions to the said bill, for answer thereto, or to so much thereof as deemed necessary for them to answer, answering,say that they are infants of tender years, and, by reason of their infancy, are incapable of understanding, or of taking care of their rights and interests. They, therefore, by their said guardian ad litem, commend themselves and their rights and interests to the protection of the court, and pray that no decree may be pronounced which will tend to their prejudice.

And now, having fully answered, the said respondents pray to be hence dismissed with their reasonable costs in this behalf expended, and they will ever pray &c.

J.O.Woodward, Guardian ad litem forEzekiel Seale,Lillie Seale,Huldy Seale,Minnie Seale and Earnest Seale, infants under 21 years of age.

Virginia, Lee county, to wit:

This day personally appeared before me, A.B.Munsey, clerk of the circuit court for Lee county, J.O.Woodward, guardian ad litem for Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale and Earnest Seale, whose answer is above written, and made oath that the statements contained therein, so far as made from his own knowledge, are true; and so far as made from knowledge or information derived from other sources, he believes it to be true.

Given under my hand this 7th day of June, 1900.

A.B.Munsey, clerk.

S.C.Hamilton,

vs. (In chancery.

W.J.Milcham, Admr &c.et als.

Answer of Infant Defts. by

their Guardian ad litem.

Filed in open court and by

leave thereof June 7th 1900.

A B Muncey

clerk.

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee county, Virginia:

The separate answer of James L.Seale to a bill of complaint filed against him and others in the said court by S.C.Hamilton:

Respondent says that all the allegations are true so far as he has information of the facts stated therein; It is true that this respondent has bought up and holds against the estate of his father the following debts, to wit:

First, a note executed by himself to Chas.E.Baylor for the funeral and burial expenses of his father the sum of $24.75 as of the 28th day of September, I898, as will appear from a receipt of the said Chas. E.Baylor, as well as from said note, which are herewith filed. It will be observed, however, that the said note has the signatur erased.:

Second, a note executed by respondent's father to his uncle, J.L.Seale, as administrator of Fielding Seale, for the sum of $I2.43, said note or bond bearing date April 9th, I898, and due twelve months after date, as will appear by said note which is herewith filed, and the assignment on the back thereof;

Third, a note executed by his father to G.W.Garrett, as of January Ist, I898, for the sum of $2I.55, as will appear by said note and a receipt herewith filed, but the signature to this note has likewise been torn off;

Fourth, another note executed by his father to the said Garrett for the sum of $I7.04 as of Jan.Ist, I897, as will appear by an inspection of said note and a receipt filed therewith; and

Fifth, a note executed by the said R.N.Seale to G.W.Powell and by him assigned or sold to J.P.Speaks, and paid to the said Speak by this respondent as appears by the said note which was originally for $9.95 with interest from Ocober 24th I89I.

2.1.05
17.04
38.59

Respondent prays that said debts be decreed in his favor against the estate of his father, and joins in the prayer of the bill for a sale of enough land to satisfy the said debts xxx and any others that may be reported and are just claims.

And now having fully answered, respondent prays to be dismissed &.

L. J. Myatt, p.d.

S.C.Hamilton

vs. (In Chancery.

W.J.Mileham, Admr.&c.etals.

Answer of James L.Seale.

Filed in open court and by leave thereof June 7th, 1900.

A B Mussey
clerk.

$24 75/100

Boon's Path, Va., Apl 8th 1900

Received of James Seal Jr

The Amt of his Fathers Funeral Dollars

Expence which I think was 24 75/100

Applied to

Thos O Dayton

S. B. NEWMAN & CO., PRINTERS, KNOXVILLE, TENN.

$24.75

Boons Path, Va., Sept 24 1898

On or before the 24 day of September 1898, I promise and bind Myself heirs, executors and assigns to pay CHAS. E. BAYLOR,

Twenty four 75/100 Dollars,

for value received, and hereby waive benefit of My homestead exemption as to this obligation.

Witness My hand and seal this 24 day of September 1898

[illegible] [SEAL]

[SEAL]

[SEAL]

Howard Estes Dor Rob Seals

$12.43 Twelve months after date we or either of us binds ourselves heirs &c to pay to J L Seale administrator of the Estate of Fielding Seale dec'd Twelve Dollars & forty three cts waiving the rate of the homestead as to this debt as witness our hands and seales this 9th of April 1898

his
Robt X V Seale (Seal)
mark

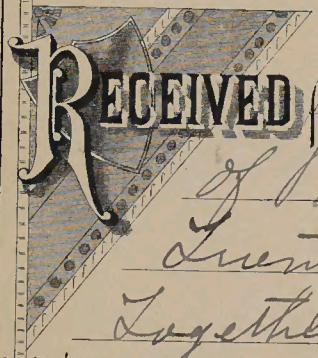
(Seal)

R. M. Leale
To
Note

13117

The within Note is Paid by J. L. Leale Jun and is signed over to him by J. L. Leale Sen as A.A.M.R of the Estate of F. Leale Decd. This 7 of April 1900

Jas L Leale
A.A.M.R



Sept 1st 1899

from L. Leslie on a note

of R. W. Leslie in favor of G. W. Garrett

Twenty one 55/100 Dollars

Together with interest from Jan 1/98

$21.55

G. W. Garrett

$ 21 53

Jan 1st 1898

One days after date we promise to pay

to G. W. Garnett

Twenty one 53/100 Dollars,

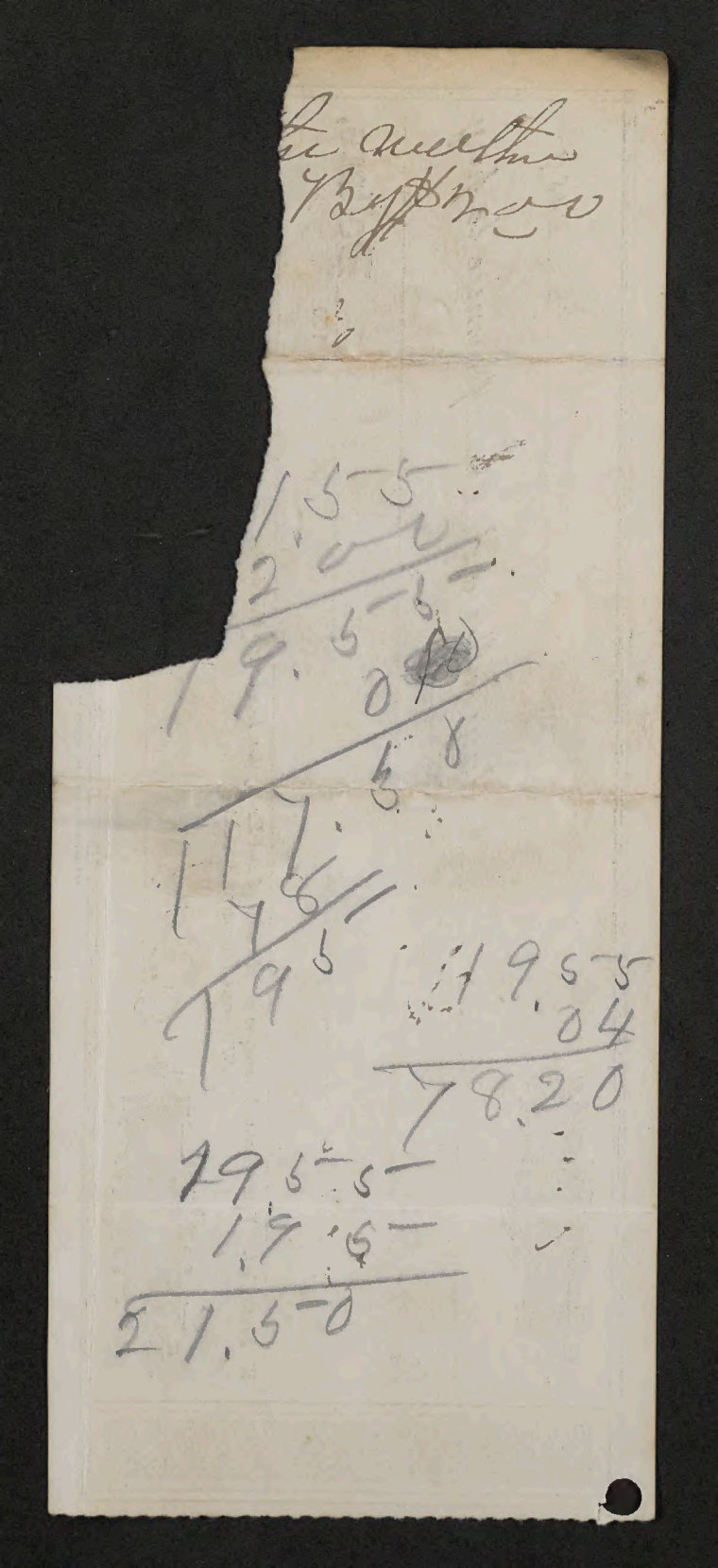
Without offset. Value received, waiving all Homestead and Exemption Laws as to this debt

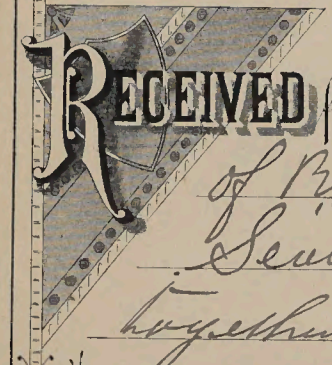
Witness Hand and Seal.

No

Due, Jan 1/99

THE STONE PRINTING & MFG. CO., ROANOKE, VA





Sept 1st 1899

from F. L. Seale on a note

of R. H. Seale in favor of G. W. Garrett

Seventeen 4/100 Dollars

together with Interest from Jan 1/97

$17.04

G. W. Garrett

$ 17.04 One day after date I promise to pay Jay G. Sr. Garth Seventeen Dollars & four cents for value Received Waiving my Homestead Exemption to this debt as witness my hand & seal this Jan 1 1897

R N Bender

R. N. Sinks
To E Note
Due Jan 1/24

$1704
.06
10224
204.48
68
.72

1704
.04
6816

1704

Int. due to date $5.15
Sept. 24th 1899

$9.20/100.

Two mo. after date I
bind my self to pay G. W.
Powell Nine dollars and ninety
five cents, for value received of
him. Witness my hand and seal,
This the 24th day of Oct. 1898.

his
Seal.
mark

Seal

I Hereby certify that I received Payment in full on the within note from J. L. Seale

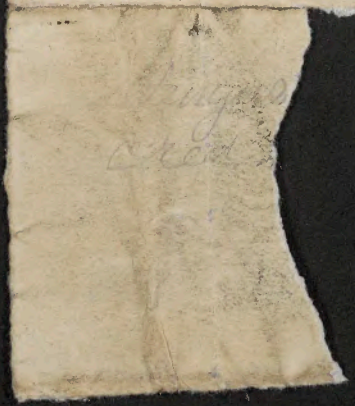
J. F. Speak

P. L. Seale
To note
$9.95

This the 9 day of Nov 91

Credit the within five dollars in cash

November the 20 1892 credit the within .75. As far as logs



To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

The separate answer of W.J.Mileham, administrator of the estate of R.N.Seale, deceased, to a bill of complaint filed against himand other in the said court by S.C.Hamilton.

Respondent says that there has come into his hands as such administrator the sum of $29.85, that of this sum he has paid to B.M. Morgan, clerk the sum of $1.50, tax and costs on his administration, and the residue is still in hands, to wit: the sum of $28.35, and this sum he holds subject to the order of the court.

And no having fully answered respondent prays to be hence dismissed &c.

W J Mileham Sheriff
Of Lee Co., and Amr Robt.N.Seale, deceased.

L.T.Hyatt, p.d.

S.C.Hamilton

vs. (In Chancery.

W.J.Mileham,Admr.&c.et als.

Answer of W.J.Mileham, Admr.

Filed in open court and by

leave th reof, June 7th, 1900.

A B Maussey,

clerk.

W. J. Mileham, Admr. of Robt Seals, decd.
To B. M. Morgan, Clerk Lee Co. Court.

1899
Aug 5. To order committing estate .50
Tax on same 1.00
$1.50

Received payment May 3, 1900.
B. M. Morgan Clerk

S.C.Hamilton Plaintiff.

vs. (In Chancery.)

W.J.Mileham, Admr.&c. et als. Defendants.

This cause came on this day to be heard upon the papers for merly read in the cause, the report of W.J.Mileham, this day filed, the report of L.T.Hyatt, special commissioner, filed October 22nd, 1900, and was argued by counsel.

On consideration whereof, and it appearing to the court ~~xxxxxxxx~~ from the report of the said W.J.Mileham, administrator of the estate of Robt.N.Seale, deceased, that he has fully administered the said estate by applying the amount in his hands after retaining his proper commissions to the costs of this suit, in compliance with the decree entered in this cause at the last term of this court, and ~~xxxxxxxxxxxxxxxxxxxxxx~~ there being no exceptions to the said report, it is adjudged, ordered and decreed that the same be and it is hereby confirmed and approved ~~and confirmed~~, and the said W.J.Mileham is relieved from any further liability as adminirtrator of the said estate.

And the report of the said L.T.Hyatt, special commissioner, showing a sale of the said real estate ~~herein~~ in this suit decreed to be sold by him, to James L.Seale,Jr., at the price of two hundred and seventy-two dollars and twenty-two cents($272.22), being the full amount of the debts, interest and costs and commissions of sale against the said Robt.N.Seale, of which sum there was paid to the said commissioner by the said Seale and W.J.Mileham, admr.as aforesaid the sum of $38.95, being the costs of the suit and commissions of sale, and showing the further fact that the said purchaser was the sole owner of all the debts against the said estate, having been filed the time required by law and

there being no exceptions thereto, it is further adjudged, ordered and decred that the said report and the sale therein reported be and they are each hereby confirmed and approved by the court; that the said L.T.Hyatt disburse to the parties entitled the thirty-eight dollars and ninety-five cents (38.95) in his hands, taking proper receipts; that the said L.T.Hyatt, who is hereby appointed a special commissioner for the purpose, do make and deliver to the said James L.Seale,Jr., a good and sufficient deed conveying to him the lands purchased by him in this cause with covrnants of special warranty, and report his action to the court.

And the said special commissioner hvaing filed his report together with a deed as required, it is adjudged, ordered and decred that the said report and deed be and they are each hereby confirmed and approved; that the said James L.Seale,Jr., pay to the said L.T.Hyatt the sum of five dollars ($5.00) for making the said deed, for which execution may issue; and that this cause be stricken from the docket.

S. C. Hamilton
vs Equity.
W. J. Mildham, Admr
&c. et als.

Decree Final.

Entered on
C.C.B.C. 4 5-5.

Enter this decree
H. C. W. Shum
Nov 14, 1900.

S.C.Hamilton

vs.

W.J.Mileham, Admr.&c,et als.

On motion of the defendant, James L.Seale, he is granted leave to file his separate answer herein, and the same is accordingly filed; and on motion of W.J.Mileham, administrator of the estate of Robert N.Seale, deceased, leave is gr nted him to file his separate answer, and the same is accordingly filed; and the said plaintiff repled generally to each of said answers.

On motion of the plaintiff, by his counsel, J.O.Woodward, an attorney practicing in this court, is appointed guardian ad litem for Ezekiel Seale, Lillie Seale, Huldy Seale, Minnie Seale and Earnest Seale, infant defendants; and on motion of the said Woodward, he is granted leave to file his separate answer, and the same is accordingly done; and the plaintiff replied generally thereto.

Thereupon this cause came on to be heard upon the bill of the complainant and exhibits therewith, numbered "I" and "2", process accepted by the adult defendants Susan Seale, James L.Seale, Ed Seale, Dora Seale and W.J.Mileham, administrator &c., order of publication duly made, posted and published as to John F.Bales, Rachel Bales and Fielding Seale, the non-resident defendants, the cause regularly matured at rules and set for h aring by the plaintiff, the answer of the said James L.Seale and exhibits therewith, the answer of W.J. Mileham, administrator and exhibit filed therewith, the answer of the above named infant defendants, by their said guardian ad litem, replication to each of said answers, and was argued by counsel.

On consideration of all which and for reasons appearing to the court, it is adjudged, ordered and decreed that the complainant recover from W.J.Mileham, administrator of the estate of the said Robt.

N.Seale, deceased, and John F.Bales, the sum of ninety-six dollars and forty-one cents ($96.41), the amount of the bond in the bill described, waiv ng homestead exptions, with legal interest thereon from the 27th day of August, I895, until payment, and the costs of this suit; that the said James L.Seale, as assignee of Chas.E.Baylor, recover from the said W.J.Mileham, administrator as aforesaid, the sum of twenty-four dollars and seventy-five cents ($24.75), with legal interest therem from the 28th day of September, I898, until payment; that the said James L.Seale, as assignee of J.L.Seale,Sr.,admr. recover from the said W.J.Mileham, administrator as aforesaid, the sum of twelve dollars and for y-thre cents ($I2.43), with legal interest thereon from the 9th day of April, I898, until payment; that the said James.L.Seale, as assignee of J.P.Speaks, who was assignee of G.W.Powell, the sum of nine dollars and ninty-five cents ($9.95), with legal interest thereon from the 24th day of October, I89I, until payment; and that the said James L.Seale, as assignee of G.W.Garrett, recover from the said W.J.Mileham, administrator as aforesaid, the sum of thirty-eight dollars and fifty-nine cents ($38.59), with legal interest on twenty-one dollars and fifty-five cents ($2I.55), part thereof, from the lst day of aJanuary, I898, until payment, and like interest on seventeen dollars and four cents ($I7.04), the residue thereof, from the Ist day of January, I897, until payment.

And it appearing to the cortt from the answer of the said W.J. Mileham, administrator as aforesaid, that there came into his hands the sum of twenty-nine dollars and eighty-five cents ($29.85) only, and that he has paid to B.M.Morgan, clerk of the county court for this county, one dollar and fifty cents ($I.50), the tax and costs on his administration, thus leaving in his hands for distribution the sum of twenty-eight dollars and thirty-five cents ($28.35); and it

further appearing to the court that the parties interested desire that said balance be applied to the costs of this suit, it is ordered that the said W.J.Mileham, administrator as aforesaid, do pay the said balance in his hands to the officers of the court on the costs of this suit, taking proper receipts therefor, and make a report of his payments to the next term of this court.

It is further adjudged, ordered and decreed that unless the recoveries hereinabove had be not paid within thirty days from the rising of this court then L.T.Hyatt, who is hereby appointed a special commissioner for the purpose, do proceed, after having executed bond before the clerk of this court in the penalty of four hundred dollars, conditioned according to law, and after having advertised the time terms and place of sale for at least thirty days prior thereto by posting three or more printed notices thereof at as many public places, one of which shall be the front door of the court-house, and another in the neighborhood where the land lies, to sell, by public auction, at the front door of the court-house of said county, on a court-day, the real estate described in said bill and "Exhibit No.2" filed therewith, on a credit of one and two years time in equal installments, except as to the costs and commissions of sale which he will require to be paid down in cash by the purchaser on day of sale in so far as the same shall not be paid by the fund in the hands of the said W.J.Mileham, administrator as aforesaid, taking bonds with good security for the deferred payments; that the said commissioner report his action hereunder to the next or some future term of this court; and that the cause be continued.

S.C.Hamilton

vs. (In Chancery.

W.J.Milsham,Admr.&c.et als.

Decree for sale of real esta

En- on C.O.B.No6
fr. 3 94.

Enter this decree.

June _____, 1900.

H G Worthen

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

The undersigned who was, by a decree rendered at the June term of the said court, appointed a special commissioner in the chancery cause therein pending entitled "S.C.Hamilton vs.W.J. Mileham, Admr.&c.et als." to make sale of certain real estate therein mentioned, reports as follows:

That he executed before the clerk of this court the bond required by the said decree;

That he advertised the sale of the said lands in accordance with the terms of the said decree by posting type-written notices thereof, showing time terms and place, in the neighborhood where the land lies, and at the front door of the court-house, and at the post-office in the town of Jonesville.

That on the I7th day of September, I900, that be ng the day mentioned in the said notice as the day of sale and the first day of the September term of the county court for said county, he offered the said lands for sale, by public outcry, at the front door of the court-house of the said county, when James L.Seale,Jr,.bid therefor the sum of two hundred and seventy-two dollars and twenty-two cents ($272.22), and that being the highest bid offered therefor the said real estate was knocked off to him at that price. The said James L.Seale then paid to me the sum of $I3.60 on the costs of the suit. Afterwards W.J. Mileham, Administrator of the estate of the said Seale, deceased, paid to me the sum of twenty-five dollars and thirty five cents ($25.35), on the said costs and commissions of sale. The said James L.Seale held all the debts for which the said real estate

was sold except that of the plaintiff, and on the day of the sale he paid the said plaintiffs debt in my presence and took a receipt for same, so that at the time of his purchase from me he was the holder of all the debts against the said estate. Hence I did not require him to execute bonds for the residue of his bid. The said James L.Seale,Jr., is entitled to a deed for the land purchased by him, if said sale is confirmed.

A confirmation of the said sale is recommended.

Very respectfully submitted,

L. T. Hyatt

Special Commissioner.

S. C. Hamilton

vs In Chancery.

W. J. Milehaw, Adm

vs. et als.

Report of Sale.

Filed Oct 22, 1900.

A. D. Munsey Clerk

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia:

The undersigned reports that pursuant to a decree of the said court render d on the I4th day of November, I900, in the chancery cause therein pending, entitled "S.C.Hamilton vs.W.J. Mileham, Admr. &c. et als.", he has made executed and acknowledged a deed whereby he conveys to the said James L.Seale, purchaser, with special warranty, the real estate purchased by him under the proceedings of the said cause., and herewith filed the same for the inspection a d approval of the court.

Very respectfully,

L. D. Wyatt,

Special Commissioner.

S. B. Hamilton

vs

Du Bois

W. J. Milham, Admr

&c. et al.

Report of Deed.

Filed Nov 14, 1900.

A. G. Mumey Clerk

To the Honorable H.A.W.Skeen, Judge of the Circuit Court for Lee County, Virginia;

Having been directed by a decree entered at the June term, 1900, of the said court, in the chancery cause therein pending entitled "S.C.Hamilton vs.W.J.Mileham, Admr.&.c.et als.", to apply the funds in his hands belonging to the estate of his decedent to the costs of this suit, reports that he retained $3.00 as his commissions, and paid to L.T.Hyatt, special commissioner, the sum of $25.35 on the costs of said suit, and took his receipt therefor, which fully administers the said estate.

Very respectfully submitted,

W.J.Mileham Admr. of the

Estate of Robt.N.Seale, deceased.

S. C. Hamilton

vs

Lucy.

W. J. Milehan, Admr

et als.

Report of W. J. Milehan, Admr.

Filed Nov 14, 1900.

A. B. Munsey clerk

This deed made this December 14th 1897 between Fielden Seal of the first part, and Robert N.Seal of the second part both parties of the County of Lee and State of Virginia: Witnesseth:_ For the consideration of the sum of one hundred and fifty Dollars for value received the receipt of which is hereby acknowledged the said Fielden Seal do bargain and sell to Robert N.Seal all his interest and claim x in and to a tract of land lying in the county of Lee and State of Virginia and Joining the lands of A.J.Rosembalm and others it being lot No.2 containing by estimation 25 acres be the same more or less and being bounded as follows, to wit Beginning on a Rock on A.Rosenbalms line corner to Caleb Seal and with said line N.24 3/4 W.52 poles to a Rock thence leaving said line S.63 W.50 poles to a popular then S 54 W 30 poles to a chestnut on Speaks line then S 47 E 54 poles to a chestnut and 2 Dogwoods then N.54 E.54 poles to the beginning. And the said Fielden Seal do covenant with the said Robert N.Seal to warrant generally the title to the above described tract of land with all its belongings free from the claim of himself his heirs and all other persons the said Fielden Seal is to have the full rents of said land during his natural life the said Robert N.Seal shall not be allowed to sell said land to any person asside from his brothers. Witness the following signature and seal.

his
Fielden X Seal (seal)
mark

Virginia Lee county

I,William H.Speak a Notary Public for the county aforesaid in the State of Virginia do certify that Fielden Seal whose name is signed to the fo egoing deed bearing date December 14th 1897, has acknowledged the same before me in my county aforesaid. Given under my hand this December 14th 1897.

William H.Speak Notary Public.

Virginia, Lee county, to wit:-

In the office of the clerk of the county court for said county the 20th day of March 1899. This deed was presented and together with the certificate thereto annexed admitted to record.

Teste:-S.V.F.Richmond, Clerk

By M.D.Richmond, D.C.

Virginia, Lee county, to wit:

I, B.M.Morgan, Clerk of the county court for said county, do certify that the foregoing is a true copy of a deed from Fielden Seal to Robert N.Seal as the same appears of record in my office in Deed Book No.35, page 133.

Given under my hand this May 3rd, 1900.

B.M.Morgan, Clerk.

S. C. Hamilton
vs
In Chancery
W. J. Milham, Admr
et al.

"Exhibit No. 2."

R. N. Seale
from
Deed
Fielden Seale.

OFFICE OF

County Court Lee County,

B. M. MORGAN, Clerk.

Jonesville, Va.,

$25.00
.054
100
1900 - 125-
135-0
25.00
26.35-
5.00
21.35-
.01
.2135-

21.35-
21.56
5.00
16.56
.255-
8280
8280
3312
4.22280
16.56
20.78

1896 - 4 - 29
1895 - 6 - 4
10 - 22

.05-
.004
.054

1900 - 9 - 17
1896 - 6 - 17
4-3

24
.015-
.255-

20.78
1.25-
$22.03

1900 – 9 – 17
1895 – 8 – 27
5 – 0 – 20

.20
.003
.303

1900 – 9 – 17
1898 9 – 28

24.75 – 12
2.97 00
24.75 –
24.72

1900 9 17
1848 4 9
2 – 5 – 8
12
.026
.146

1243
1.46
7458
4972
1243
181478
1243
14.24

$96.41
.303
28923
28923
2921223
96.41
125.62 Hamilton
27.72 Baylor
14.24 Deales —
15.25 – John Speak.
45.90 Gu Garrett
30 53 Coslo –
259.26
12.96
272.22

259.26
12963

1900 – 9 – 17
1891 – 10 – 24
8 – 10 – 23

.48
.05 –
.004
.534
9.95 –
2670
4806
4806
5.31.330
9.95 –
15.26

1900 – 9 – 17
1897 – 1 1
3 – 8 – 16

2206
20.84
45.90
17.04
223
5112
3408
3408
34992

18
.04
.003
.223 185 –
163
6465 –
12930
2155 –
35 1265 –
2155 –
2506

Clerk 4.03
Tax 1.80
atty 15.00
Printer 6.00
G.A.L 5.00
$30.83
7.50
38.03

25.35
13.59
38.94

12.96
28.03
41.99

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 301.

In the Clerk's Office of the Circuit Court of the County of Lee on the 24" day of April 1900 ~~189~~.

S. C. Hamilton, Plaintiff,

against

W. J. Mileham Admr &c et als, Defendants. } In Chancery

The object of this suit is to Settle the Administration account of said W. J. Mileham, Administrator of the estate of Robert N. Seale, to ascertain the debts against the said estate, and to sell enough of the real estate owned by said Seale at the time of his death to pay off and discharge such of the debts against said estate as there is not personalty to pay.

And an affidavit having been made and filed that the defendants John F. Bales, Rachel Bales and Fielding Seale are not residents of the State of Virginia, it is ordered that they do appear here within fifteen days after due publication hereof, and do what may be necessary to protect their interest in this suit. And it is further ordered that a copy hereof, be published once a week for four weeks in the Pennington Gap News, and that a copy be posted at the front door of the court-house of this County on the first day of the next term of the ~~Circuit~~ Court.

A copy—Teste:

p. q. A. B. Muncey Clerk.

FORM No. 301.

S. C. Hamilton

vs. } ORDER OF PUBLICATION.

W. J. Mileham Admr et al

Everett Waddey Co., Stationers and Printers, Richmond, Va. } Form No. 302.

In the Clerk's Office of the Circuit Court of the County of Lee.

S. C. Hamilton

Plaintiff,

against

W. J. Milhorn, Sheriff &c and Admr. of Est of Robt N. Seale, dec'd et als

Defendants.

This day James L. Seale personally appeared before me, A. B. Mussey, Clerk of the said Court, and being duly sworn, made oath that John F. Bales, Rachel Bales and Fielding Seale defendants in the said suit are not residents of the State of Virginia,

Given under my hand as Clerk of the said Court, this 7th day of April 1900.

A. B. Mussey Clerk

FORM NO. 302.

S. C. Hamilton

vs. { AFFIDAVIT FOR ORDER OF PUBLICATION.

W. J. Mileham et als Admr

L. T. Hyatt p. q.

Filed April 7th 1900
A. B. Munsey Clerk

W. K. Hopkins,
ATTORNEY-AT-LAW.

Pennington Gap, Va., May 21, 1900

S. C. Hamilton, Plaintiff
W. J. Mileham, admr., &c. et al, Dfs } In Chancery

I hereby certify that notice of the above stile suit, a copy of which is hereto appended was published once a week for four weeks in the Pennington Gap News, beginning Apl 27th and ending May the 18th 1900.
This May 21 - 1900

W K Hopkins Editor

ORDER OF PUBLICATION.

IN THE CLERK'S OFFICE OF THE CIRCUIT COURT OF THE COUNTY OF LEE ON THE 24TH DAY OF APRIL, 1900.

S. C. Hamilton, plaintiff, against W. J. Mileham, Admr., &c., et al., defendants. } In Chancery.

The object of this suit is to settle the administration account of said W. J. Mileham, as administrator of the estate of Robt. N. Seale, to ascertain the debts against the said estate and to sell enough of the real estate owned by said Seale at the time of his death to pay off and discharge such of the debts against said estate as there is not sufficient personally to pay. And an affidavit having been made and filed that the defendants, John F. Bales, Rachel Bales and Fielding Seale, are not residents of the State of Virginia, it is ordered that they do appear here within fifteen days after due publication hereof, and do what may be necessary to protect their interest in this suit. And it is further ordered that a copy hereof be published once a week for four weeks in the PENNINGTON GAP NEWS and that a copy be posted at the front door of the court-house of this county on the first day of the next term of the County Court.

A copy—Teste: A. B. MUNSEY, Clerk.
L. T. HYATT, p. q.
2 9 4t